

STATE OF TENNESSEE
PRIVATE CHAPTER NO. 5
HOUSE BILL NO. 2384

By Representative Halford

Substituted for: Senate Bill No. 2350

By Senator Finney

AN ACT to amend Chapter 96 of the Private Acts of 1991; as amended by Chapter 70 of the Private Acts of 2002; and any other acts amendatory thereto; relative to the charter of the City of Medina, Tennessee.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 96 of the Private Acts of 1991 and all other acts amendatory thereto relative to the Charter of the City of Medina, Tennessee, is amended in Section 15 by deleting Section 15 in its entirety and substituting instead the following:

SECTION 15. The Mayor shall have the powers of a business manager; have supervision and control of all administrative affairs of the City; be its chief executive; have access to all of the books, records, offices, and papers of every kind pertaining to the City's business and require their proper and safe keeping; and present in writing or verbally to the Board his recommendations of the needs of the City at any time he deems advisable.

The Mayor shall have control over all municipal improvements and property and shall have the exclusive power to make all expenditures within the budget after the same have been appropriated by the Board.

The Mayor shall take all proper measures for the preservation of public order and preservation of the peace and may call upon the Governor for military aid.

The Mayor shall appoint, subject to confirmation of the Board, the City Recorder and any other employee who is designated a department head by ordinance.

The Mayor shall have authority to make appointments, promotions and transfers of employees; to make demotions, suspensions and removals of officers and employees; and may delegate such authority as he deems advisable.

SECTION 2. Chapter 96 of the Private Acts of 1991, as amended by Chapter 70 of the Private Acts of 2002 and all other acts amendatory thereto relative to the Charter of the City of Medina, Tennessee, is amended in Section 18 by deleting Section 18 in its entirety and substituting instead the following:

SECTION 18. A City Judge shall be appointed by the Board. The jurisdiction of the City Judge shall extend to all cases arising under the laws and ordinances of the City, and costs in such trials shall be fixed by ordinance in accordance with Tennessee Code Annotated, Section 16-18-304. The City Judge shall have power to levy fines, penalties, forfeitures and costs, to issue all necessary process, to administer oaths, and to maintain order including the power to punish for contempt in accordance with Tennessee Code Annotated, Section 16-18-306. The sole compensation for serving as City Judge shall be a salary fixed by the Board, and all fees for actions or cases in his court shall belong to the City and shall be paid into the City treasury.

A receipt in triplicate shall be issued for all fines, penalties, and costs imposed and collected by the court: the original to the depositor, duplicate and money to the Recorder, and triplicate to remain in the receipt book for review by the auditor.

Fines and costs may be paid by installments to be fixed and security determined as provided by ordinance. Receipts of the city court shall be deposited with the Recorder and the City Judge shall make monthly reports thereof to the Board.

The City Judge shall keep a docket of all cases handled by him.

The City Judge shall be exclusive judge of the law and the facts in every case before him, and no officer or employee of the City shall attempt to influence his decision except through pertinent facts presented in open court.

SECTION 3. Chapter 96 of the Private Acts of 1991 and all other acts amendatory thereto relative to the Charter of the City of Medina, Tennessee, is amended in Section 20 by deleting Section 20 in its entirety and substituting instead the following:

SECTION 20. The appointment and promotion of employees of the City shall be on a basis of merit, considering technical knowledge required to perform satisfactorily the work, experience in the particular or similar line of work, and administrative or supervisory qualifications.

SECTION 4. Chapter 96 of the Private Acts of 1991 and all other acts amendatory thereto relative to the Charter of the City of Medina, Tennessee, is amended in Section 21 by deleting Section 21 in its entirety and substituting instead the following:

SECTION 21. The board of mayor and aldermen may adopt supplementary rules and regulations governing employment by the City. However, all municipal employees shall be at will employees and the board shall have no authority to change their status in such personnel rules.

SECTION 5. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the Board of Mayor and Aldermen of the City of Medina. Its approval or non-approval shall be proclaimed by the Mayor of the City of Medina and certified to the secretary of state.

SECTION 6. For the purpose of approving or rejecting the provisions of this act, it shall become effective upon becoming law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 5.

PASSED: April 13, 2009

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KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

A handwritten signature in black ink, reading "Ron Ramsey", written over a horizontal line.

RON RAMSEY
SPEAKER OF THE SENATE

APPROVED this 30th day of April 2009

A handwritten signature in black ink, reading "Phil Bredeesen", written over a horizontal line.

PHIL BREDESEN, GOVERNOR